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11/05/2013

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91202451
Party	Defendant AMP Electric Vehicles Inc.
Correspondence Address	KEITH R HAUPT WOOD HERRON & EVANS 441 VINE ST, STE 2700 CINCINNATI, OH 45202-2814 UNITED STATES sowens@whe-law.com, khaupt@whe-law.com, cgrebe@whe-law.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Sean K. Owens
Filer's e-mail	sowens@whe-law.com, cgrebe@whe-law.com
Signature	/Sean K. Owens/
Date	11/05/2013
Attachments	AMP Motion.pdf(159001 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re Application, Serial Nos. 85190177 & 85190156	
The Whitaker LLC Opposer, v.	) Opposition No. 91202451 ) For the marks: AMP & AMPD
AMP Electric Vehicles Inc.	) ) )
Applicant.	) ) )

## STIPULATED MOTION TO SUSPEND OR EXTEND

Applicant, AMP Electric Vehicles, Inc. ("Applicant"), hereby requests a 90-day suspension or extension of time for settlement. Applicant's Answer is currently due on November 6, 2013. Applicant's request for a suspension or extension is made for good cause, and not merely for the purpose of delay, as explained below. No party will be prejudiced by the Board's granting of the extension and Opposer, The Whitaker LLC, has consented to this motion.

In the Board's most recent granting of an extension of time, the Board requested a detailed explanation of the status of negotiations if any additional requests for suspension or extension are made. The parties report that they have engaged in informal discovery and have reached a settlement in principal. The parties are in the midst of reviewing a written Settlement Agreement and need some additional time to finalize the document.

MOTION TO SUSPEND

Ser. Nos. 85190177 & 85190156

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For the foregoing reasons, Applicant respectfully submits that it has established good

cause in support of its motion for a 90-day extension or suspension of time in which to file its

Answer. The parties anticipate filing a Consent and Coexistence Agreement and resolving this

matter in the near future.

Respectfully submitted,

<u>/Sean K. Owens/</u>

Sean Owens

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Date: November 5, 2013

## **CERTIFICATE OF SERVICE**

I certify that this document is being filed with the Trademark Trial and Appeal Board at the United States Patent and Trademark Office this 5th day of November, 2013, and that a copy of this document has been served on Opposer's counsel via email, with consent.

/Sean K. Owens/
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